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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

SU CHANG MUN; KELLY BERNIER-
MUN, a/k/a KELLY LYNN MUN; VASILIIY
LITVINCHUK; NATALIYA LITVINCHUK;
YURIY ROMANYUK; CITY OF
SACRAMENTO; COUNTY OF
SACRAMENTO DEPARTMENT OF
CHILD SUPPORT SERVICES.

Defendants.

Case No. 2:25-cv-01406-DJC-AC

**STIPULATION AND ORDER
REGARDING DISCLAIMER OF
INTEREST AND DISMISSAL OF
NATALIYA LITVINCHUK**

The United States and Nataliya Litvinchuk respectfully move the Court to dismiss Vasily Litvinchuk from this case pursuant to Federal Rule of Civil Procedure 41(a)(2). In support of their motion, the parties aver as follows:

1. Pursuant to 26 U.S.C. §§ 7401 and 7403, Plaintiff United States of America filed this action on May 19, 2025, to enforce its federal tax liens on real property commonly known as 1623 Kathleen Avenue, Sacramento, CA 95815 (the "Kathleen Avenue Property").

2. The Kathleen Avenue Property is located in the County of Sacramento. Following is a legal description of the Kathleen Avenue Property:

PARCEL NO. 1:

THE EAST 52 FEET OF THE WEST 102 FEET OF THE EAST 167.6 FEET OF THE SOUTH 150 FEET OF LOT 1 IN BLOCK 46 AS SHOWN ON THE "PLAT OF NORTH SACRAMENTO SUBDIVISION NO. 8", RECORDED IN BOOK 13 OF MAPS, MAP NO. 49, RECORDS OF SAID COUNTY.

PARCEL NO. 2:

AN EASEMENT FOR SEWER PURPOSES OVER, ACROSS AND UNDER THE EAST 4 FEET OF THE SOUTH 100 FEET OF THE WEST 50 FEET OF THE EAST 167.6 FEET OF LOT 1 IN BLOCK 46 AS SHOWN ON THE "PLAT OF NORTH SACRAMENTO SUBDIVISION NO. 8", RECORDED IN BOOK 13 OF MAPS, MAP NO. 49, RECORDS OF SAID COUNTY.

3. The United States named the Nataliya Litvinchuk as a defendant in this action, pursuant to 26 U.S.C. § 7403(b), because it may claim an interest in the Kathleen Avenue Property.

4. The United States filed an amended complaint pursuant to Rule 15(a)(1) on May 17, 2025 to add an additional defendant who may claim an interest in the Kathleen Avenue Property. ECF No. 12.

5. The United States served Nataliya Litvinchuk with a copy of the original complaint and summons on June 7, 2025. ECF No. 10. The United States mailed a copy of the amended complaint to Nataliya Litvinchuk on May 17, 2025.

6. Nataliya Litvinchuk disclaims any interest in the Kathleen Avenue Property, including, but not limited to, any ownership interest connected with the grant deeds recorded in the County of Sacramento Recorder's Office which are attached as Exhibit A.

7. Nataliya Litvinchuk and the United States stipulate and agree that Nataliya Litvinchuk should not share in the proceeds of any foreclosure sale ordered by the Court in this action and should be dismissed from this action.

8. The United States and Nataliya Litvinchuk agree that each party shall bear their own costs, including attorney's fees.

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1 The parties therefore respectfully request that the Court dismiss Nataliya
2 Litvinchuk from this action pursuant to Rule 41(a)(2).

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4 Respectfully submitted,

5 [ORIGINAL SIGNATURES CONTAINED IN FILED STIPULATION]

6 Dated: 07/07/25

7 /s/ Connor J. Pestovich (8/12/25)
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16 *Counsel for the United States of America*

17 /s/ Nataliya Litvinchuk
18 Natalya Litvinchuk

19 *Pro Se Defendant*

20 **IT IS SO ORDERED.**

21 Dated this 15th day of August, 2025.

22 /s/ Daniel J. Calabretta
23 THE HONORABLE DANIEL J. CALABRETTA
24 UNITED STATES DISTRICT JUDGE
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